

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1039 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 5-10.3-11-7 IS ADDED TO THE INDIANA
- 4 CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE
- 5 JULY 1, 2004]: Sec. 7. (a) In addition to the amounts distributed
- 6 under section 4, 4.5, and 4.7 of this chapter, each year the state
- 7 board shall distribute from the pension relief fund to each unit of
- 8 local government an amount equal to the increase in the cost of
- 9 benefits payable under IC 36-8-6, IC 36-8-7, or IC 36-8-7.5 that is
- 10 attributable to the inclusion of the remuneration or allowances for
- 11 clothing in the computation of benefits under IC 36-8-6,
- 12 IC 36-8-7, or IC 36-8-7.5.
- 13 (b) Before April 1 each year, each unit of local government
- 14 must certify to the state board the amount of the anticipated
- 15 increase in the cost of benefits payable under IC 36-8-6,
- 16 IC 36-8-7, or IC 36-8-7.5 that is attributable to the inclusion of
- 17 the remuneration or allowances for clothing in the computation of
- 18 benefits for the following calendar year. Each unit of local
- 19 government must include the data determined by the state board
- 20 in support of the amount certified.
- 21 (c) The state board shall submit the request for the total

1 amount certified by all units of local government under subsection
2 (b) to the budget agency as one (1) item for the pension relief
3 fund, including the information submitted by the local units.

4 (d) The biennial appropriation specified in IC 36-8-1-11,
5 IC 36-8-6-19, IC 36-8-7-25, and IC 36-8-7.5-21 shall be paid
6 annually to each unit of local government at the same time and in
7 the same manner as other amounts paid from the pension relief
8 fund are distributed.

9 (e) The state board shall adopt rules under IC 4-22-2 for the
10 implementation of this section."

11 Page 2, between lines 17 and 18, begin a new paragraph and insert:

12 "(d) The general assembly shall appropriate biennially to the
13 pension relief fund for payment annually the amount of the
14 anticipated increase in the cost of benefits payable under this
15 chapter that is attributable to the inclusion of the amounts
16 described in subsection (c), as estimated by the board of trustees
17 of the public employees' retirement fund under IC 5-10.3-11-7."

18 Page 2, between lines 32 and 33, begin a new paragraph and insert:

19 "(d) The general assembly shall appropriate biennially to the
20 pension relief fund for payment annually the amount of the
21 anticipated increase in the cost of benefits payable under this
22 chapter that is attributable to the inclusion of the amounts
23 described in subsection (c), as estimated by the board of trustees
24 of the public employees' retirement fund under IC 5-10.3-11-7."

25 Page 3, after line 5, begin a new paragraph and insert:

26 "(d) The general assembly shall appropriate biennially to the
27 pension relief fund for payment annually the amount of the
28 anticipated increase in the cost of benefits payable under this
29 chapter that is attributable to the inclusion of the amounts
30 described in subsection (c), as estimated by the board of trustees
31 of the public employees' retirement fund under IC 5-10.3-11-7.

32 SECTION 6. [EFFECTIVE JULY 1, 2004] (a) IC 5-10.3-11-7, as
33 added by this act, and IC 36-8-1-11, IC 36-8-6-19, IC 36-8-7-25,
34 and IC 36-8-7.5-21, all as amended by this act, do not apply to or
35 abrogate a contract or an agreement in effect on June 30, 2004.

36 (b) IC 5-10.3-11-7, as added by this act, and IC 36-8-1-11,
37 IC 36-8-6-19, IC 36-8-7-25, and IC 36-8-7.5-21, all as amended by
38 this act, apply to a contract or an agreement entered into,

- 1 **modified, renewed, or extended after June 30, 2004.**
- 2 **(c) This SECTION expires July 1, 2007."**
- 3 Renumber all SECTIONS consecutively.
 (Reference is to HB 1039 as printed January 30, 2004.)

Representative Thompson